

HAYWARD CITY COUNCIL

RESOLUTION NO. 07-135

Introduced by Council Member Henson

RESOLUTION TO ESTABLISH UNDERGROUND DISTRICT
NO. 27 FOR MISSION BOULEVARD FROM CALHOUN
STREET TO OVERHILL DRIVE

WHEREAS, by Resolution No. 07-126 dated September 11, 2007, the City Council declared its intention to establish an underground wiring district for Mission Boulevard from Calhoun Street to Overhill Drive; and

WHEREAS, September 25, 2007, at the hour of 8:00 p.m., in the Council Chambers, City Hall, 777 B Street, Hayward, California, was fixed as the time and place for hearing protests to the proposed underground wiring district; and

WHEREAS, a copy of the resolution of intention was published, posted, and mailed as directed; and

WHEREAS, the City Council of the City of Hayward hereby finds and determines that the streets are used extensively by the general public and carry a heavy volume of pedestrian or vehicular traffic, and therefore the public peace, safety, comfort, convenience, interest, and welfare require the establishment of the underground wiring district.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Hayward hereby orders the establishment of an underground wiring district for certain portions of Mission Boulevard, as follows:

UNDERGROUND DISTRICT NO. 27. Mission Boulevard from
Calhoun Street to Overhill Drive

as indicated on those certain maps entitled:

UNDERGROUNDING DISTRICT NO. 27
BOUNDARY MAP

The maps delineating the boundaries of said district are attached hereto as Exhibit "A" and incorporated herein as if set forth in full.

BE IT FURTHER RESOLVED that the following exceptions in Underground Utility District No. 27 are hereby authorized:

- (a) Any municipal facilities or equipment installed under the supervision and to the satisfaction of the City Engineer.
- (b) Overhead wires (exclusive of supporting structures) crossing any portion of a District within which overhead wires have been prohibited, or connecting to buildings on the perimeter of a District, when such wires originate in an area from which poles, overhead wires and associated overhead structures are not prohibited.
- (c) Antennae, associated equipment and supporting structures, used by a utility for furnishing communication service.
- (d) Equipment appurtenant to underground facilities, such as surface mounted transformers, pedestal mounted terminal boxes and meter cabinets, and concealed ducts.
- (e) Temporary poles, overhead wires and associated overhead structures used or to be used in conjunction with construction projects.

BE IT FURTHER RESOLVED that the underground wiring system hereby approved and the connections to be made to the system shall be completed by June 10, 2010, and the removal of all poles and overhead wires shall be completed by December 2011. These dates may be postponed by the City upon notification to the affected property owners.

IN COUNCIL, HAYWARD, CALIFORNIA September 25, 2007

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS: Rodriquez, Quirk, Halliday, Ward, Dowling, Henson
MAYOR: Sweeney

NOES: COUNCIL MEMBERS: None

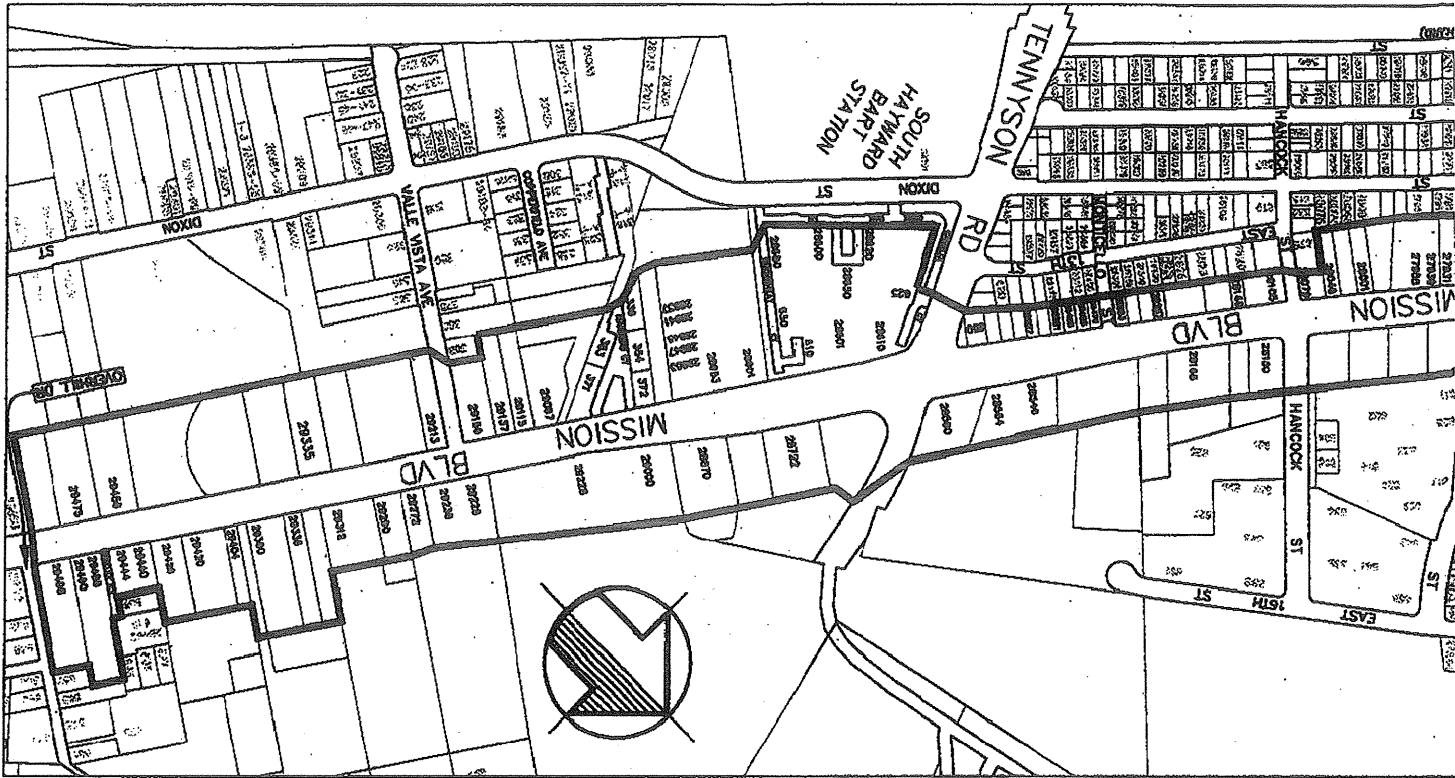
ABSTAIN: COUNCIL MEMBERS: None

ABSENT: COUNCIL MEMBERS: None

ATTEST: Angela Reyes
City Clerk of the City of Hayward

APPROVED AS TO FORM:

Mike Conner
City Attorney of the City of Hayward



LEGEND

— UNDERGROUNDING DISTRICT BOUNDARY

SCALE:

UNDERGROUNDING
DISTRICT NO. 27 (PROJECT NO. 5148)
MISSION BLVD: CALHOUN ST TO OVERHILL DR

CITY OF HAYWARD - MAY 2007